IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.1949 of 2008
BUDH SHARAN HANS
Versus
THE STATE OF BIHAR
---

3. 6.5.2008. Heard learned counsel for the petitioner and learned A.P.P. for the State.

In Complaint case No.C-1/1157/06, offences under Sections 153 and 505 of the I.P.C. seems to have been made out. Looking at the article, cognizance has been taken against the petitioner, however, the same is subject to the outcome of the trial in the matter. At this stage the issue is grant of anticipatory bail to the petitioner, who is apprehending arrest due to the said article written and published by him.

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This Court at this stage grants indulgence to the petitioner that in case of his arrest or surrender within four weeks from today, let the petitioner, namely, Budh Sharan Hans, be enlarged on bail on furnishing bail bond in the sum of Rs.10,000/- (Ten Thousand) with two sureties in the like amount each to the satisfaction of Chief Judicial Magistrate, Sitamarhi, in connection with Complaint Case No. C-1/1157/06, subject to conditions under Section 438(II) of the Cr.P.C.

It will be open to the complainant to bring to the notice of the trial Court and even take steps for cancellation of bail, if the petitioner misuses this freedom of his by any such provocative articles written in this regard in future.

Pawan/- **(Ajay Kumar Tripathi, J.)**